

NMED

New
Mexico
Environment
Department



PROPOSED STAKEHOLDER OUTREACH PLAN

7/24/2012

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Overview

Background

Proposed Stakeholder Outreach Plan

Public Meeting Schedule

Background

Governor Martinez Letter

Administrator Jackson Letter

Administrative Stay of Federal Rule

Background

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□ June 24, 2011:

- NMED submits the State Implementation Plan for Regional Haze to EPA
- NMED Regional Haze SIP includes Best Available Retrofit Technology determination for PNM San Juan Generating Station

□ August 22, 2011:

- EPA publishes a Federal Implementation Plan that establishes Best Available Retrofit Technology for PNM San Juan Generating Station for nitrogen oxides

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□ April 26, 2012:

- Governor Martinez urges EPA to issue a 90-day stay of the federal rule “in order to create a structure in which discussions of potential solutions to the regional haze dispute can occur”
- If a stay is granted, Governor Martinez indicates PNM must immediately investigate whether any viable alternatives to the plans previously adopted by EPA and the State of New Mexico exist

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- July 2, 2012:
 - Administrator Jackson responds to Governor's request
 - Agrees to 90-day stay of federal rule
 - Asks NMED to take the lead in working with stakeholders
- July 16, 2012:
 - Stay published in Federal Register
 - EPA agrees to extend compliance timeframe set out in federal rule to either: (i) accommodate 90-day stay or (ii) account for an alternative proposal
 - Stay expires on October 15, 2012



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Proposed Stakeholder Outreach Plan

NMED's Goals

Stakeholders

Hybrid Approach

Stakeholder Outreach Plan

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□ NMED's Goals:

- Establish broad, consensual goals with stakeholders, EPA, and PNM
- Ensure transparency of process while fostering candid discussions among stakeholders
- Determine if an alternative plan exists and, if so, reach agreement in principle to allow submittal of a revised NM plan, withdrawal of federal rule, and resolution of litigation

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Stakeholder Outreach Process

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□ Stakeholders

- Local communities
- Consumers
- Navajo Nation
- Environmental / public health groups
- Industry
- PNM (including SJGS owners)
- Federal/state/local leaders

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Stakeholder Outreach Process

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□ Hybrid Approach

□ Public meetings (July-September)

- Navajo Nation concerns (TBD)
- Consumer/ratepayer concerns (TBD, Albuquerque)
- Environmental / public health concerns (TBD)
- Local community concerns (TBD, Farmington)
- Discussion of proposed alternative* (TBD) (*TENTATIVE)

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Stakeholder Outreach Process

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- Technical Work Group (July – August)
 - Comprised of stakeholder representatives
 - Fosters candid conversation among small group of experts
 - Provides technical input to assist NMED with the evaluating if a viable alternative exists and, if so, makes recommendations to NMED

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Stakeholder Outreach Process

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□ NMED's Considerations:

- NMED will consider public comments and technical work group recommendations in determining whether a viable alternative exists
- A viable alternative must comply with requirements of Clean Air Act, be in the environmental and economic best interests of the state, and fully resolve litigation

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Public Comments?

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